



January 16, 2004

SENATE BILL No. 60

DIGEST OF SB 60 (Updated January 14, 2004 4:38 pm - DI 87)

Citations Affected: IC 6-3.5.

Synopsis: Randolph County CEDIT revenue. Provides that the Randolph County council may impose a county economic development income tax (CEDIT) at a rate of 0.25% to finance the construction, acquisition, renovation, and equipping of the county courthouse.

Effective: July 1, 2004.

Paul

November 21, 2003, read first time and referred to Committee on Governmental Affairs and Interstate Cooperation.
January 15, 2004, reported favorably — Do Pass.

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SB 60—LS 6301/DI 103+



January 16, 2004

Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

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SENATE BILL No. 60

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 6-3.5-7-22.5, AS AMENDED BY P.L.224-2003,
2 SECTION 258, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2004]: Sec. 22.5. (a) This section applies to a
4 county having a population of more than twenty-seven thousand four
5 hundred (27,400) but less than twenty-seven thousand five hundred
6 (27,500).
7 (b) In addition to the rates permitted by section 5 of this chapter, the
8 county council may impose the county economic development income
9 tax at a rate of twenty-five hundredths percent (0.25%) on the adjusted
10 gross income of county taxpayers if the county council makes the
11 finding and determination set forth in subsection (c).
12 (c) In order to impose the county economic development income tax
13 as provided in this section, the county council must adopt an ordinance
14 finding and determining that revenues from the county economic
15 development income tax are needed to pay the costs of:
16 (1) financing, **constructing, acquiring, renovating, and**
17 **equipping the county courthouse, and financing and renovating**

SB 60—LS 6301/DI 103+



the former county hospital for additional office space, educational facilities, nonsecure juvenile facilities, and other county functions, including the repayment of bonds issued, or leases entered into for **constructing, acquiring, renovating, and equipping the county courthouse and for** renovating the former county hospital for additional office space, educational facilities, nonsecure juvenile facilities, and other county functions;

(2) financing constructing, acquiring, renovating, and equipping buildings for a volunteer fire department (as defined in IC 36-8-12-2) that provides services in any part of the county; and

(3) financing constructing, acquiring, and renovating firefighting apparatus or other related equipment for a volunteer fire department (as defined in IC 36-8-12-2) that provides services in any part of the county.

~~The revenues from the county economic development income tax imposed under this section may not be used to pay the costs of financing constructing, acquiring, renovating, and equipping the county courthouse.~~

(d) If the county council makes a determination under subsection (c), the county council may adopt a tax rate under subsection (b). The tax rate may not be imposed at a rate or for a time greater than is necessary to pay for the purposes described in this section.

(e) The county treasurer shall establish a county option tax revenue fund to be used only for the purposes described in this section. County economic development income tax revenues derived from the tax rate imposed under this section shall be deposited in the county option tax revenue fund before making a certified distribution under section 11 of this chapter.

(f) County economic development income tax revenues derived from the tax rate imposed under this section:

- (1) may only be used for the purposes described in this section;
- (2) may not be considered by the department of local government finance in determining the county's maximum permissible property tax levy limit under IC 6-1.1-18.5; and
- (3) may be pledged to the repayment of bonds issued, or leases entered into, for the purposes described in subsection (c).

(g) A county described in subsection (a) possesses:

- (1) unique fiscal challenges to finance the operations of county government due to the county's ongoing obligation to repay amounts received by the county due to an overpayment of the county's certified distribution under IC 6-3.5-1.1-9 for a prior year; and

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- 1 (2) unique capital financing needs related to the purposes
- 2 described in subsection (c).

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COMMITTEE REPORT

Madam President: The Senate Committee on Governmental Affairs and Interstate Cooperation, to which was referred Senate Bill No. 60, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 60 as introduced.)

RIEGSECKER, Chairperson

Committee Vote: Yeas 8, Nays 1.

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